

Minutes of a Town of Riverhead board meeting held by the town board of the Town of Riverhead at Town Hall, Howell Avenue, Riverhead, New York on Tuesday, March 20, 2012 at 7:00 p.m.

**PRESENT:**

Sean Walter,	Supervisor
John Dunleavy	Councilman
James Wooten,	Councilman
George Gabrielsen,	Councilman
Jodi Giglio,	Councilwoman

**ALSO PRESENT:**

Diane M. Wilhelm,	Town Clerk
Robert Kozakiewicz,	Town Attorney

Supervisor Walter: "Spring- March 20, 2012 board meeting.

I want to let everybody know that's listening that George Weinbanger (phonetic) is having a photo array, but that's not- art show outside and for those of you in our listening audience, he does caboose art and his website is [www.cabooseart.com](http://www.cabooseart.com) and the gentleman has done water color painting of cabooses all over the country and they're really quite fantastic so if you want to see them- for those of you that are in the audience, if you want to see them now, you can go see them now. And for those of you that listen on TV, this will be available until- these paintings will be available for sale until June 30<sup>th</sup> I think.

All right. So we didn't start- let's see, John- Supervisor John Lamara (phonetic) can you lead us in the pledge of allegiance?"

(At this time, the Pledge of Allegiance was recited)

Supervisor Walter: "Okay. So- do we have the Salvation Army here? Are you saying the prayer? Oh, good. I'm looking for that in my- oh, there we go.

And you are Lt. Kelly Ross and you're going to lead us in the invocation. Lt. Ross, would you like us to sit or stand? Your choice."

Lt. Ross: "You can stay sitting, sir."

Father, we thank you for this beautiful spring day and we thank you for the significance of spring and what it brings forth. And we pray for this meeting, Lord, and for the leaders of this town, Lord, so that you give us guidance. Give them wisdom and direction in the best way to lead the town.

Father we ask your special blessing on them and for those that are here this evening and just bless our time together.

In Jesus' name we pray. Amen."

Supervisor Walter: "Thank you, Lt. Kelly, from the Salvation Army."

Are you- Lt. Kelly Ross- are you assigned to the Riverhead office?"

Lt. Ross: "Yes."

Supervisor Walter: "Oh, well, how long have you been assigned there?"

Lt. Ross: (Inaudible)

Supervisor Walter: "Oh, well, I haven't met you before, I don't think. Well, welcome. Thank you for coming."

Okay."

Councilman Dunleavy: "I'd like to make a motion that we approve the minutes of the March 6, 2012 meeting. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The minutes are approved."

Supervisor Walter: "Correspondence. Oh, dog park is under the beach section. Correspondence."

**CORRESPONDENCE:**

Dorothy O'Haire	letter thanking the town board for their efforts in helping fund the improvements and maintenance of Hamlet Park on Sound Avenue, Riverhead
John Peck	letter with concerns regarding the proposed village at Jamesport project
Theodora Cohen	letter requesting extension of special permit petition to convert a pre-existing storage building into a single family residence at 761 East Main st., Riverhead
16 letters	encouraging a short term moratorium in Wading River and disappointment of the approval of a project located within the Wading River corridor study
15 letters	asking the town board to reconsider recent Wading River corridor study recommendations
1 letter	encouraging the town board not to adopt a short term moratorium and to call an informal meeting for Town of Riverhead and village of Wading River residents only

**REPORTS:**

Tax Receiver	total tax collection to date, March 7, 2012 - \$67,248,516.68
	total tax collection to date,

	March 14, 2012 - \$67,463,353.12
Sewer District	discharge monitoring report, February, 2012
Riverhead Industrial Development Agency	2011 financial report
Police Department	monthly report February, 2012

**APPLICATIONS:**

American Cancer Society	dog walk/5K fundraiser at Martha Clara vineyards on May 6 <sup>th</sup>
American Heart Assoc.	5K run/walk fundraiser at Martha Clara vineyards on May 20 <sup>th</sup>
Peconic Bay Region AACA	car show at Martha Clara vine- yards on May 26 <sup>th</sup>
LI Moose Classic Car Show	car show at Tanger Outlets on June 16 <sup>th</sup>
Jamesport Fire Dept.	Sound to Bay 10K and 5K run - Iron pier to Jamesport Beach on August 26 <sup>th</sup>

Diane Wilhelm: "And that's it."

Supervisor Walter: "Okay. Any committee reports? No? All right, Jim, this is yours."

Public hearing opened: 7:10 p.m.

Supervisor Walter: "I'll open it up with public hearing scheduled for 7:05 p.m., the consideration of a local law amending Chapter 48 entitled beaches and recreation centers (amendments to current code and additions including dog park)."

Councilman Wooten: "All it did was take dog park and add it to the current code that we have in the town of Riverhead."

It's- the town will be creating dog parks in a few areas

throughout the town. The dogs will be permitted through the town clerk's office. They can obtain their permits through Diane for a fee and then they will be given a swipe card to gain access to the different parks that we have (inaudible) to gain entrance into parks.

Three areas- it's not stated here but we're looking at EPCAL,, Stotzky and Jamesport town beach area. Those are three parks that we're looking to create."

Supervisor Walter: "Does anybody wish to be heard on this? Mr. Romano."

Steve Romano: "Steve Romano, Riverhead. Sounds like a great idea, but in the fiscal crisis that we're in and the debt that the supervisor always talks about, where are we getting the money to build dog parks?"

Councilman Wooten: "Well, in the event that we have to use recreation funds, so it wouldn't be public tax dollars paying for it, it's in our recreation funds.

Right now we have an organization in the town that is collecting private funds-- at least the first one. I know there's over \$10,000 already collected and it looks like there's promises of more to come.

Actually, it wouldn't be tax dollars; it would be rec fees but it looks like we won't have to use rec fees. It looks like we're going to have enough through private donations, individual donations so that it won't cost anybody anything."

Steve Romano: "How about the future maintenance of them?"

Councilman Wooten: "Well, that's where the licensing comes in and when you come in with your dog and you prove that it's had all its shots so it's licensed and you obtain a permit for the dog park, those fees will be used for upkeep and maintenance of the park as well and offsetting costs of Diane's work."

Steve Romano: "Thank you."

Supervisor Walter: "Anybody else wish to be heard?"

Councilman Gabrielsen: "I have a question, Jim. Who wrote this up?"

Councilman Wooten: "Because there was a lot of straightening up the entire (inaudible)."

Councilman Gabrielsen: "Under definitions, beach or public beaches, stretch of pebbles and/or sand beside the body of water that may be (inaudible) including the zone of earth that extends landward from the mean low water line to the seaward cove, dune or bluff. It would go all the way down to the water, wouldn't it? (Inaudible)."

Supervisor Walter: "Extends landward- "

Councilman Gabrielsen: (Inaudible)

Supervisor Walter: "I asked- before we did it- "

Councilman Wooten: "Landward from the mean low water line, the seaward (inaudible) whichever is most seaworthy. So there's two separate definitions. One's call a beach and one's called a public beach. I don't think they're separated issues."

Councilman Gabrielsen: "If we designate something as a beach, wouldn't it be the whole area that we rope off to the water like in the bay. I think that would be all part of a beach."

Councilman Wooten: "You mean the swimming part of it? Yeah."

Councilman Gabrielsen: "Okay, good."

Councilman Wooten: "That may be under bathing beach."

Councilman Gabrielsen: "Yeah, another definition."

Supervisor Walter: "We're in public hearing. We'll ask Annmarie."

It seems to me that it should be the high water mark but we'll ask her and see."

Robert Kozakiewicz: "Yeah, I see where a potential problem comes up with respect to the definition and that would deal with the

operation of a vehicle on the beach, making sure we're clear on where they can operate."

Councilman Wooten: "We should (inaudible)."

Supervisor Walter: "All right. We will ask Annmarie because this is more difficult sounding than what was in our original code.

All right. We'll leave this open for public comment until March 30<sup>th</sup> and if you want to make a written comment-- close the public comment now and for written comment until March 30 in the town clerk's office."

Public hearing closed: 7:15 p.m.

Left open for written comment for 10 days to March 30, 2012 at 4:30 p.m.

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Supervisor Walter: "All right. I open it up for resolutions. Hi, Sal."

Sal Mastropaolo: "Sal Mastropaolo, Calverton. Resolution 206. First whereas, just add the word year on the third line."

Councilwoman Giglio: "For the year ending, December 31, 2011."

Sal Mastropaolo: "Resolution 212. Why are you extending it again? It's been four years. You've extended it three times."

Councilwoman Giglio: "I can tell you why."

Sal Mastropaolo: "You're setting bad precedent."

Supervisor Walter: "They're entitled to three years under a special permit and this would be the third year as I recall it."

Robert Kozakiewicz: "Well, no, the special permit provisions allow for one extension but while this is I think the fourth year."

Supervisor Walter: "Oh, is it? I thought this was the third year."

Sal Mastropaolo: "No. This is the fourth."

Robert Kozakiewicz: "This is the fourth year and I think our code allows for a period of time from one to three years. So you know that's-- "

Supervisor Walter: "Well, then I don't support this. If it's three years, that's the question I asked when we did it-- three years."

Councilman Wooten: "Well the second extension was to March 11, so (inaudible)."

Sal Mastropaolo: "It went from March 9 to the 10<sup>th</sup>, from the 10<sup>th</sup> to the 11<sup>th</sup>, from the 11<sup>th</sup> to the 12<sup>th</sup>, now you want to do it again from the 12<sup>th</sup> to the 13<sup>th</sup>."

Robert Kozakiewicz: "No, the original was the one year special permit that the resolution was adopted on March 7, 2009, 247, was one that required the use to be established within one year, within that one year period."

The applicant asked for a first extension, that was in 2010, by which the special permit was extended to March 17<sup>th</sup> of 2011.

Then the second extension was granted in 2011 to 2012. This would be a third. This would make it four years."

Councilwoman Giglio: "I can tell you that the site plan application is in and it's pending and the engineer has been going back and forth with her engineer in the drainage work that needs to be done because what this was once was a residence and now it's being considered a commercial piece of property so there's extensive work that has to be done in order to bring it up to the commercial standards, so I mean I don't know if-- "

Sal Mastropaolo: "Why is it becoming commercial? You've got your permit to make it a one family house."

Supervisor Walter: "Wait a minute, guys. There's one question and only one question that we asked answered, is does our code limit it to three years, Bob?"

Robert Kozakiewicz: "My understanding is that if it's not



specified, it's three years."

Supervisor Walter: "Okay. So if it's three years, she can't—we can't even consider this. So we'll probably either deny it or we'll table it for further opinion. The code says three which was my understanding and my understanding is this was the third year she was asking for—"

Councilman Wooten: "That's the way it was written."

Robert Kozakiewicz: (Inaudible)

Supervisor Walter: "Okay."

Robert Kozakiewicz: "So this will result in the special permit being about four years."

Councilman Dunleavy: "This says a second extension was granted in response to a timely (inaudible) on March 1, 2011. This will be the third."

Sal Mastropaolo: "Third extension."

Robert Kozakiewicz: "This will be the third extension and then you tack on one year so that will give four years total."

Supervisor Walter: "We're going to table this because if we can't go more than three years, she's done. That's what the code calls— if that's what it calls for, that's what my question was. I thought we had answered it before (inaudible)."

We'll table it. We'll have to research to see whether you can go more than three years.

Okay, that's fine."

Sal Mastropaolo: "214. By law can we go out— it was a single bid. Don't we have to get multiple bids? Can you award to a single bid?"

(Some inaudible discussion)

Supervisor Walter: "We can award to a single bidder."

Sal Mastropaolo: "Okay. Just a question."

Supervisor Walter: "We don't normally want to but-- "

Sal Mastropaolo: "220. I guess the question I have is do we have insurance that pays for the legal fees?"

Supervisor Walter: "We are self-insured up to-- so we pay it up to-- I think it is \$75,000. Bob has gone away, but I think it's \$75,000 and after that, they pay."

Sal Mastropaolo: "They?"

Supervisor Walter: "They being the insurance company depending upon the case."

Sal Mastropaolo: "Oh, okay. So we do have insurance-- "

Supervisor Walter: "We do have insurance, but we're self-insured. (Inaudible) \$75,000. It's not for all cases but this would be a case that probably would never get to \$75,000."

Councilwoman Giglio: "Doesn't Bill know? He's right there."

Sal Mastropaolo: "222. You start off the first whereas, it says Whereas at a significant expense. But I don't see anything in here that says we're going to recover any fees for letting them use the GIS data base."

Councilman Dunleavy: "I thought we were getting this from the county."

(Some inaudible comment)

Supervisor Walter: "Why wouldn't we want the Manorville fire district to have access to our GIS?"

Sal Mastropaolo: "It's not a matter of not wanting them to have access to it. It's a matter of it costs the town first of all to build it, second of all to maintain it, so if somebody else is using it, we should at least recover some kind of fees, user fees. That's my opinion."

Supervisor Walter: "I don't know if we do that with the other

fire districts and- "

Sal Mastropaolo: "I don't know. Do you give stuff away to all the fire districts?"

Supervisor Walter: "You know what, Sal? There's certain things that the town- the fire districts look to the towns to do so they don't have to do it because they're not in the position to do it. But it makes good sense.

And there's things that the fire district does for us that wouldn't necessarily be things that we would be able to do so, you know, the town on one hand washes the other.

This one is slightly difference because if you were to build them, obviously you're picking up a significant portion of Brookhaven. But if we do it for the other districts, I would think we would do it for this.

I do- I am almost positive we share GIS with other districts."

Councilman Dunleavy: "We do. We do it with the Riverhead fire department, I know that."

Supervisor Walter: "We wouldn't single out this one just because it's only a small- "

Sal Mastropaolo: "Well, it's interesting because I mean I wasn't even thinking of Brookhaven but now you're giving it away to somebody outside of the town of Riverhead."

Supervisor Walter: "You are. But the fact is that if you're doing it for the Riverhead fire district or the Jamesport fire district- "

Sal Mastropaolo: "Yeah, but those are at least the same taxpayers paying the bill."

Supervisor Walter: "-- Manorville has some of the same taxpayers as well. But, Sal, this is a public safety issue."

Councilman Dunleavy: "We're only locating the Riverhead water district hydrants. We're not doing Brookhaven or Suffolk County water district. We're only doing the- anything in Riverhead water

district.

They need to know where the fire hydrants are when they pull into a fire. So we're only doing the Riverhead water district fire hydrants. We're not doing anything over in Manorville and Brookhaven town."

Sal Mastropaolo: "Okay. I think it's more than the fire hydrants, but okay."

Councilman Wooten: (Inaudible)

Councilman Dunleavy: "No, but I'm saying we're only doing in Riverhead. They're going to give the fire boundary's lines. They're doing a lot. There's A to I. They're going to give the Riverhead volunteer ambulance, their district boundaries. Pine barrens."

Supervisor Walter: "If it took an hour, I'd be surprised."

Councilman Dunleavy: "This is information they need to respond to a fire."

Supervisor Walter: "I've had them do things with a GIS system that would make your head spin and they do it in a day and this is not one of your make your head spin things."

Sal Mastropaolo: "I'm just saying that it costs us great expense to create it and you're giving it away for free."

Supervisor Walter: "The GIS system is- yeah, we probably shouldn't have put the significant- "

Sal Mastropaolo: "It's in the first line of the Whereas."

Supervisor Walter: "212, 222, sorry. Significant expense of the GIS system. Sal wasn't- "

Councilman Wooten: "Take that whole sentence out and (inaudible)."

Supervisor Walter: "I kind of agree, the significant expense might have been- but we- I think we do this also for Riverhead, don't we, the GIS?"

Robert Kozakiewicz: "We did the same thing for Riverhead fire district, yes."

Sal Mastropaolo: "230. Is this something new? I don't recall ever seeing a resolution to appropriate funds for organizations in the town."

Supervisor Walter: "Is it new? No. The resolution was done in 2000 I think or 2001 and it's kind of just continued. It was never updated."

John, did you find out who that other group was?"

Councilman Dunleavy: "Yes. Yes. They meet at the VFW. They're the Navy, Marine Corps, and Coast Guard. And you know that the secretary and (inaudible). He presents the flag on Veterans Day"

Supervisor Walter: "Oh, okay."

Councilman Dunleavy: "So you see him and his little dog. They meet at the VFW in the morning once a month."

The second one is the VFW, Riverhead Veterans Association is the VFW and then the American Legion."

Supervisor Walter: "It's not new. It's just never been really addressed in 2012 so before I authorize it again, I wanted to make sure the board supported it."

Sal Mastropaolo: "Okay. 240. We've done without a building coordinator for several months. Why are we filling the position now?"

Supervisor Walter: "It's become problematic and what we're trying to do is merge the two departments and most of the work between the building department and the planning department I want to say they're mutually reliant on each other. So we're trying to merge the two departments."

We had two retirements in the building department and one person has come back part time. She's kind of filling the shoes and we're paying her part time and sometimes Sharon Klos comes but she hasn't come today.

And we're paying her \$30,000 a year but I'm fairly certain she's working full time."

Sal Mastropaolo: "Okay, why don't we- if you're going to merge the two departments, why don't you just give both responsibilities to Rick Hanley?"

Supervisor Walter: "There's several reasons. He- "

Sal Mastropaolo: "Well, you just finished saying you're going to merge the two departments. So why do you need two department heads if you're merging them in to one?"

Supervisor Walter: "For reasons known- "

Sal Mastropaolo: "Do we have extra money in the budget?"

Councilwoman Giglio: "We're not going to have two department heads because Leroy Barnes retired. So he was the department head. This is like filling that position but he's going to oversee the planning department also.

So we're not creating a position. We're filling Leroy's position and we also lost Sharon Klos who was the chief building inspector alongside Leroy who has been part time and has a two year contract that expires in September."

Sal Mastropaolo: "Okay. On the front of the town board minutes, it says department head, planning department, Richard Hanley, and it says building department, blank. Are we going to take one of those lines out?"

Councilwoman Giglio: "We're going to put this person in the building department."

Sal Mastropaolo: "Is Rick Hanley no longer going to be the planning department head?"

Supervisor Walter: "He'll be the planning department director. That's what his civil service contract- "

Sal Mastropaolo: "Well, so then we're not merging the two departments."

Councilwoman Giglio: "We will."

Supervisor Walter: "The other problem is I can't merge them under one roof which is what I wanted to do but we're not going to be able- "

Sal Mastropaolo: "So he's going to report to the new building department head?"

Supervisor Walter: "Yes."

Sal Mastropaolo: "It's going to be interesting. Okay. 242. I thought we weren't creating new positions due to budget constraints."

Supervisor Walter: "I think this one is going to be tabled.

Here's the problem. We are in the process of- this was a one year appointment. I am having- we are trying to do the EPCAL planning commission and in order to get the EPCAL planning commission through the legislature, I have to lobby the legislature, not just give it to your elected officials and you put it in one end and it comes out the other end. It's a heavy lift.

And this position is- it's going to be tabled tonight, but this position was to do that. This EPCAL- what people have to understand is we've had this property for years and years and years. You cannot pave your way after- to posterity. It cannot be done.

We have cut two and a half million dollars out of the budget, we're still not there. I cannot continue to cut money out of the budget. I need to get EPCAL, the subdivision done. I need to get- we need to get the planning commission in place.

The planning commission will be able to issue approvals, if it gets adopted the way we propose in 75 days at EPCAL and the planning commission itself has in it an executive director position of which if we get it through the state, it would be funded by the state and this position would be rolled into that position.

But it really comes down to one thing and one thing only. The way we put so much both political capital and BID capital into EPCAL we can't let it sit and if we don't get it done, I just ask you what's the cost of the missed opportunity? What's the cost of- and

I say it because we could have had so many other businesses here and we didn't get because we didn't-- we don't even have a marketing package for EPCAL.

Now, truth be told, you can't do it until we finish what we're doing but up until we started what we're doing, we didn't even have a marketing package. We don't have a website for EPCAL. We don't have-- and for the supervisor to do it, I'm happy to do it but I've been to Albany several times this year and so this was an attempt to try to get some air cover because the ground troops are in Albany now working on this but we need air cover. Well, we just don't seem to have the votes for it."

Sal Mastropaolo: (Inaudible)

Councilman Gabrielsen: "I'd just like to make a comment on that also.

I think we're at the point now where it's got to get kicked up in Albany. The state has to move forward with the legislation. I strongly feel that we have a state assemblyman and a state senator that have a big stake in it. This is regional, economic development and I would like to see them take it now and move forward instead of us doing the end zone.

They know who to contact up there, they know who to lobby. They know who their colleagues are. I think it's time for them to step in and move this thing forward."

Sal Mastropaolo: "Okay, let me ask a question. Did you consider going with a consultant rather than an employee?"

Supervisor Walter: "That would be the next-- "

Sal Mastropaolo: "I mean with a consultant, you sign a contract, he gets it done, you pay him."

Supervisor Walter: "Right. This-- "

Sal Mastropaolo: "With an employee, you have all the burden that goes with it."

Supervisor Walter: "This was a one year appointment, Sal, so if it didn't happen, the employee would be gone. It was a one year



appointment and the other thing is other towns— I appreciate what Councilman Gabrielsen is saying, but most other towns that do significant things like this, hire lobbying firms. But the assemblymen and senators that I've met with are kind of like— they'd like to see the supervisor, they like to see people from the town. If you hire a lobbying firm, you're one of many people.

You know there's a way of putting more emphasis in getting a planning commission done. I venture a guess for the \$65,000 that this would have cost, that one grant from the state of New York would have more than covered this salary.

But now it's fine. It just comes back to my office and I'll keep pushing. We need to market our product. That's what it comes down to."

Councilman Dunleavy: "Can I say something? Sal, I voted against the study to begin with but the rest of the town board voted for it to spend this money because we have to see this thing through. And we have to get somebody that can go up there and speak to these assemblymen and senators and the environmentalists. Because the environmentalists have to come on board to do this.

We just don't have that much time to be running around, going spending four or five days in Albany, walking around the different office buildings to be talking to these people. I mean, and so hiring somebody to do this and move this along, they can talk to the environmentalists, they can talk to the DEC, they can talk to the assemblymen and senators and get things moving.

I mean, we had one person that said that he wasn't going to move this unless the environmentalists helped us out. So we have to bring everybody together and the only way that we can do this is hire somebody to do it. And I don't want to be the guy that's under— even though I didn't vote for this study and I didn't do anything, I don't want to be the person to undermine this.

We do need someone strong and we need somebody to do this job for us and I'm willing to spend another \$65,000 and say well, we did it. If it works, good, if it didn't work, well, it didn't work. We lost everything.

So I mean I'm not going to undermine the study because I didn't like it to begin with."

Councilman Wooten: "Can I just update one brief thing? Because it's going to be tabled tonight because there is not (inaudible).

But I did support Sean and I think it's a great idea and (inaudible), it's prudent. It's new to New York but I tell you what, it's— I think the concept is there, I supported the whole idea and I think that we're on the right path.

But on review, when it comes to— I think it's a little premature at this point. I don't— obviously to me, the hard vote for me when we laid off 13 employees and I see the fire marshal (inaudible), and I see site plans coming in and they're doing all they can to keep up.

The timing is just not good. I don't think it's a wise investment at this point, and you're right, we should lobby our state representatives to do more for us and it benefits them because it is a significant project for them as well. It's regional, state and county. It's a job creator.

But the subdivision and the whole four hundred and some thousand dollars we spent to hire VHB was to do just what John said that we needed to do on an individual level, was to bring the environmentalists together and to bring special groups together and to bring all those batches together and collate a feasible plan. And that's what they're working on now. They're doing their job.

I think it's premature."

Supervisor Walter: "I mean it is early to do it, but my hope and prayer was that I could get this legislation through this session because I believe potentially that it takes two sessions to get legislation through and, Sal, when you're trying to do something in New York state, this legislation is earth shattering to the people we're talking to.

I won't continue to go up there and lobby for it but it's earth shattering and earth shattering things don't always happen overnight. So I think it was an investment. Maybe we wait a couple months (inaudible).

Councilman Wooten: (Inaudible)

Supervisor Walter: (Inaudible)

Councilwoman Giglio: "And if I can just say that I can't understand how an environmentalist can't be on board when we're talking about 2,000 acres and we're talking about developing only half of it.

So if we're going to preserve the half and make it grassland which is what the environmentalists have been asking for, I can't see how an environmentalist can't come on board with that plan."

Supervisor Walter: "You can't see it, but accept the truth.

All right, Sal, what else have you got? All right. Mr. Hattorff, we haven't seen you in a while."

Matt Hattorff: "I try to stay clear of these meetings."

Supervisor Walter: "Oh, you don't try to stay clear."

Matt Hattorff: "I was going to ask about 242 with the- obviously no need. But 227 creates an account for sanitation."

Supervisor Walter: "Wait a minute, I'm not there yet."

Matt Hattorff: "What is that for?"

Councilwoman Giglio: "It's for credit card services for the sanitation department so that the people can- when they come to get their yard waste tickets or things like that- "

Supervisor Walter: "So now we take credit for it."

Matt Hattorff: "Where does that money go?"

Supervisor Walter: "General fund or whatever- yeah, I guess that goes to the general fund."

Councilman Wooten: "It just gives you the ability to pay with a debit card or a credit card instead of carrying cash."

Matt Hattorff: "So we're just doing that for sanitation? We should be doing it for water and everything else."

Councilman Wooten: "We do it for building, we do it for the justice court, the town clerk, recreation."

Matt Hattorff: "I always pay cash, but- "

Councilwoman Giglio: "We're getting everybody on board."

Supervisor Walter: "You're about the last one that has cash. My son is going to college next year, I'm never going to see cash again. Miss Cohen."

Theodora Cohen: "Good evening. I'd like to address the town board in regard to Resolution 212- "

Supervisor Walter: "Hold on one second. Do we have an answer for that?"

Robert Kozakiewicz: "Section 108-133(2) which describes the approval of a special use permit states that the town board may condition the permit by requiring that the applicant actually complete construction and begin the specially permitted use in compliance with the conditions imposed by the town board within a time period from one to three year period."

If the town board fails to specify a period to complete construction and begin the specially permitted use, the time period to complete construction and begin the specially permitted use shall be one year. Period."

Supervisor Walter: "You have three years. Is that how you're reading that?"

Robert Kozakiewicz: "That's the way I'm reading it."

Supervisor Walter: "That's the way we've interpreted it before."

Theodora Cohen: "Okay. I actually didn't realize that it was three years. I know that, you know, you have allowed me to renew it several times and I would just ask that you take into consideration that when I first started the process, I had a bigger project- a site plan for a bigger project and then we had the collapse of the economy which set me back."

I didn't have the finances to continue that project so I revised the site plan to do it on a smaller scale which was to convert this one building into a single family, and still these past few years, the finances were not there to get my special permit and get started on- get my building permit and start on the project.

But right now I have already sat down with the planning board and sat down with Sharon Klos of the building department. We're in the process of getting the site plan approved. I didn't realize I had to do that.

And so I'm in the final stages of the site plan approval and ready for a building permit. So I would ask if there's any possible way- "

Supervisor Walter: "We are going to have to have the town attorney- we'll table it tonight so we don't (inaudible). We'll ask the town attorney to research it a little more thoroughly but I think if the code limits us to three years, we are bound by the code."

Robert Kozakiewicz: "Well, I take some responsibility because I was aware of this and I, you know, did not look at the real question of one to three years and for some reason in the back of my head I thought it was one with a three year renewal.

And upon looking at the section, it's clear that it requires an establishment of the use within a three year period of time.

There is nothing that I found in the special permit provision which addresses the question of an extension. It's silent."

Theodora Cohen: "I didn't see anything nor did my architect."

Robert Kozakiewicz: "Right. Which the, you know, the response thereto without doing any further research which I guess is what we're going to be asked to do, is that without the benefit of having any legislation that allows for an extension, there is no ability to grant an extension.

We'll look at it."

Supervisor Walter: "We'll table it and we'll see if we can get an opinion from the town attorney's office."

Theodora Cohen: "Okay, thank you."

Supervisor Walter: "If worse comes to worse, you know, I don't know what the cost is for the special permit, but you might have to re-file it. And unfortunately were not the board sitting here in 2009 when you did this, so you're going to have (inaudible)."

Sometimes you can just re-open the hearing, put the whole record in and close it, would be good, but the rest- from here over, we haven't even heard the application."

Theodora Cohen: "It was a tremendous amount of cost and time involved getting the special permit."

Supervisor Walter: "I mean I can't - the code says, the code limits us to this three year period but we'll table it- "

Theodora Cohen: "I don't think there is anything in the code that says there's a time limit for a special permit."

Supervisor Walter: "We're going to take a look at it."

Robert Kozakiewicz: "Well, the code is clear that when once the board grants the special permit, the period of time by which it must be established is either as little as- runs from one year to three years. And that if the board fails to specify the period of time by default an applicant who is the recipient of the special use permit must gain their approvals and have that use established within one year."

The problem I have with this section is it does not, as I said before, have any provision in it that provides for a renewal and the implication of that is that an individual who has a special permit and allows it to lapse would be placed in the same position as a person who goes to get a variance, fails to get their variance granted within the three year extension thereafter, and would need to file a new application.

That's what would happen in the case of a variance. You would receive an approval and then within one year you are required to pull a building permit in order for that variance to become effective.

If you don't, under the variance standards, you're allowed to

gain three further extensions for a totality of four years and if you fail to do that, you must start anew.

And that's where my initial instinct is or feeling about this going to fall.

But, again, we'll look at it, we'll provide an opinion."

Supervisor Walter: "(inaudible), nothing I can do about it."

Theodora Cohen: "Was that three years in the conditions?"

Robert Kozakiewicz: "Your conditions were one year. Your resolution actually said-- "

Theodora Cohen: "One year. But where did it actually say that it was a three year-- "

Robert Kozakiewicz: "The code. The code. 108-133(2), it provides for a duration and it's in the code."

Theodora Cohen: "Okay."

Supervisor Walter: "Mr. Romano."

Steve Romano: "Just jumping back to that EPCAL/lobbyist idea. If you were to go down that road, it looked like you have somebody in mind and normally the town (inaudible) and Mister (inaudible) may be very qualified to do the job, but it seems that, you know, everything else you do, you kind of open it up to the public."

Supervisor Walter: "Certain positions we do, certain key ones, most of the positions that have no civil service protection so if we don't like the person we can get rid of them immediately, they're not posted, jobs in my office, the town board coordinator-- those jobs, the pure political if you will appointments are not posted.

It's the people that, you know, you look through the circle of people that you know-- well, I don't know how you pick them but you pick them-- "

Steve Romano: "Obviously you would be looking for someone with the qualifications-- that's lobbied-- lobbied before

(inaudible)."

Supervisor Walter: "The interesting part about this for the past two months, Mister (inaudible) has been doing this on a voluntary basis. That's where this came to mind. You can't ask him to continue to do it as a volunteer. He's been up to Albany twice with me on this, phone calls, numerous phone calls, appointments, he's just been (inaudible).

So when you see someone volunteering to do it and he knows what he's doing and he seems to be getting results, that's what I kind of zeroed in on.

But you know, we'll see."

Steve Romano: "The other question I had is isn't the IDA like a major catalyst in trying to sell and push? What are they- you know, I'm trying to- can you piggy back with them?"

Supervisor Walter: "You could and that's a good- you know, that's a good idea. Some of the IDA's are flush with capital, I don't think ours is. But that could be a way to work with EPCAL, through the IDA."

Steve Romano: "I mean are they doing anything currently?"

Supervisor Walter: "They are but we've got to get- the real push of this legislation- the real push- you have to understand I mean it's like a- it's earth shattering to some people when you say you're going to get a permit approval in 75 days.

We have to convince them in a very detailed way how this is going to work and it's not, you know, Senator LaValle is the best of the best but you can't expect Senator LaValle or Assemblyman Losquadro or Assemblyman Thiele who I believe co-sponsored this bill, to know every detail of what- and that's what's being asked.

We've asked some of the other assembly people what detail they want to know, you know, that's stuff you- when you worked for the water authority when the boss may have come in to answer a couple questions about something that you did specifically, probably when they needed to know exactly what you did, they went to you because you knew how to do it.



And that's where it's sort of- the problem is. We need to be able to have somebody so well versed and so far the only ones that's really are that way are the town board, myself, the deputy supervisor, Mister (inaudible), and Annmarie Prudenti. So VHB charges a whole lot more than this."

Steve Romano: "Just to be clear because it's interesting. In other words, to get this 75 day window, the town couldn't do it on its own. It really needs state legislation. So that gives you the power to push the county, I mean whatever the county health permits are or you just bypass them and you do- this commission does its own."

Supervisor Walter: "No. What we've done is we've modeled it after the state- well we modeled it after Massachusetts but we modeled the commission after the pine barrens commission and the Adirondack Park Agency- the Adirondack Park Commission.

And their missions really are environmental protection but we've taken that model and we've flipped it for economic development. But the key difference obviously is the economic development but it becomes a state commission.

Here's the problem. We'll own the property, we'll sell the property. There's many people interested in buying lots in this property. There's a lot of play on the 75 day permit approval if we can get through. I've met with several people, you know, for the past couple months but the- I lost my train of thought- but, you know, the key is to try to get the 75 day approval through and it's just- "

Steve Romano: "They were able to do that in Massachusetts? They were able- "

Supervisor Walter: "Oh, that's what I was going to say. The EPCAL planning commission is a state commission so the five town board members, if it goes through the way we proposed it, the five town board members, two appointees from the governor's office and two appointees from the county executive's office will sit as state commissioners.

And we have a little more horsepower. While the town still owns the property and still will reap the benefits of the sale of the property, when you sit as a state commissioner, I can tell you

sitting on the pine barrens commission, you have more authority and that is really the key.

Some people don't want to believe this, but for the little town of Riverhead and the small geographic and financial ability we have within the state of New York, that us to try to do what a state commission could do, it will never, ever happen. So, you know, it's (inaudible)."

Steve Romano: "It sounds interesting if you pull it off. Okay, thank you."

Councilwoman Giglio: "And I have to agree also that the, I think that the Suffolk County Department of Health Services is going to have to be satisfied that anything built at EPCAL, that the sewer treatment plant has the capacity to take in that waste.

So I don't know that this commission is going to say go ahead and issue your permits within 75 days unless we have the infrastructure in and when the supervisor reported back from Albany, he said it was going to cost thirty to fifty million dollars to build the sewage- to upgrade the sewage treatment facility, so, you know, we need to first find out what the square footage is that we're going to be allowed to build, what the uses are going to be.

Figure out what the flow is going to have to be that the sewage plant is going to have to take and then from there, go and say okay, now we can issue our permits in 75 days, they can put a shovel in the ground and we have a place for their waste to go, that can take it. So- "

Supervisor Walter: "That's exactly what we're doing."

Councilwoman Giglio: "Okay."

Supervisor Walter: "That's exactly what we're doing and the number has been refined down further. We believe we can build the plant for 30 million dollars. We're doing something called an absorption study, well, we will be doing an absorption study.

Instead of coming in and saying if this is EPCAL, all the development is going to happen at once, we need the entire 30 million dollar sewage treatment plant built at once, the absorption study will show- well you'll probably see, and I'm guessing, 100,000

square feet a year and so then we will know for the sewage treatment, you will have to plan for 100,000 square feet.

But the key in what I was hoping Mister (inaudible) could do, they- the governor's regional planning council gave away- I don't want to say gave- awarded millions of dollars in grants to different areas that were shovel ready. And we're going to try to apply for a grant, a 30 million dollar grant, I don't know if I'll get it, for the sewage treatment plant.

That's one of many jobs for Steve (inaudible). That's one of many jobs I have. If I have one person to focus on that one thing, chances are that person is probably going to put together a better application for that 30 million dollars.

But we'll do it. We're going to do it anyway. Just, you know, I don't want a master of everything. I want something narrowly focused."

Steve Romano: "Just one more quickie. With the water. Is it Riverhead water that's going to be handling it?"

Supervisor Walter: "Absolutely. That's water in Suffolk County."

Steve Romano: "Thank you."

Supervisor Walter: "All right. Anybody else? No? Let's take up the resolutions."

Resolution #205

Councilman Dunleavy: "Authorizes the town clerk to publish and post public notice to consider a local law to amend Chapter 88 entitled sewers of the Riverhead town code. So moved."

Councilman Wooten: "And I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #206

Councilman Wooten: "Acceptance of the 2011 audited justice court. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "As amended, yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #207

Councilman Gabrielsen: "Police automotive repair 2012 budget adjustment. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #208

Councilwoman Giglio: "Hamlet Park community preservation fund capital improvement project budget adoption. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #209

Councilman Dunleavy: "Justice court assistance program 2012 storage system capital improvement project budget adoption. So moved."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, absolutely, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #210

Councilman Wooten: "Appoints a call in recreation aide to the Riverhead youth bureau's mentoring matters program. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #211

Councilman Gabrielsen: "Accepts the resignation of a recreation aide. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "And this is a different person than we just hired. Yes."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Councilman Dunleavy: "The person we just hired is taking his place. We're hiring- resignation."

Supervisor Walter: "We're tabling this. We're going to table this."

Resolution #212

Councilwoman Giglio: "I make a motion to table Resolution #212 extend the special use permit for Theodora Cohen single family residence. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes, to table; Dunleavy, yes; Walter, yes. The resolution is tabled."

Resolution #213

Councilman Dunleavy: "Awards bid for 2012 fertilizer and lawn chemicals. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #214

Councilman Wooten: "Awards bid for propane fuel for 2012. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #215

Councilman Gabrielsen: "Authorization to reject and republish advertisement for work clothes for the town of Riverhead. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #216

Councilwoman Giglio: "Authorization to publish advertisement for hardware items 2012 for the town of Riverhead. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #217

Councilman Dunleavy: "Authorization to publish advertisement for lubricant items for the town of Riverhead. So moved."

(Some inaudible comments)

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #218

Councilman Wooten: "It ratifies the appointment of a call in recreation aide-volleyball official to the recreation department. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #219

Councilman Gabrielsen: "Appoints a call in guard - Level II to the recreation department. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #220

Councilwoman Giglio: "Appoints Sinnreich, Kosakoff & Messina LLP as special counsel in the Matter of Brud Rossman v. Allen M. Smith, et al. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, no; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #221

Councilman Dunleavy: "Authorizes the supervisor to execute an easement with Cablevision (CSC Acquisition NY Inc.) For broadband services to the Suffolk Theater. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

(Some inaudible discussion)

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "I'm certainly not opposed to it but I haven't (inaudible). So I'm going to abstain."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #222



Councilman Wooten: "This authorizes the supervisor to execute agreement with the Manorville fire district data sharing with the GIS data. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: (Inaudible). "Of the town of Riverhead, yes."

The Vote: "Giglio, as amended, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #223

Councilman Gabrielsen: "Authorizes the town attorney to order an appraisal for real property described as SCTM# 0600-129-4-8. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Bill, you are going to have to establish an account for this. Okay, all right. Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #224

Councilwoman Giglio: "Authorizes the supervisor-- "

Supervisor Walter: (Inaudible comment)

Councilman Gabrielsen: (Inaudible comment)

Tara: (Inaudible)

Supervisor Walter: "Okay. Is it-- but it's the Eaton battery system. Can you get somebody else to service it or is it Eaton?"

Tara: (Inaudible)

Supervisor Walter: "Yeah, but we go to bid. What I'd like to try to do-- maybe-- when is this-- it will commence on June 1<sup>st</sup>. I

would like to try to gather them all up and see if we do a bid specs- let's see if we can get them.

So let's table this. You don't need this right this second? So let's table it. Let's see if we can do a bid spec and what we can do is what we did with the alarm system.

What I want to do is the sewage treatment alarm system in the water district. Gary, where are you? I want to go out to bid on your water district alarm system and Michael Reichel, the sewer district alarm system. Will you remind me at the next staff meeting to talk about that? Thank you, sir. Thank you.

But, Tara, let's table this. We're going to table this and we'll see if we can go out to RFP because this is like \$5,000-\$20,000 across four buildings- is that- three buildings. Fifteen thousand, that's a lot of money. All right, let's- "

Councilman Wooten: "It doesn't commence until June 1<sup>st</sup>, so we- "

#### Resolution #224

Councilman Gabrielsen: "I make a motion we table. Yes, I make a motion to table Resolution 224."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded as to table."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

#### Resolution #225

Councilman Dunleavy: "Authorization to-- "

Supervisor Walter: "George, is this the new-- the next round-- ."

Councilman Gabrielsen: "Right. This is the next round. This will be the actual ballfield."

Supervisor Walter: "Okay, good, fine."

Councilman Dunleavy: "Authorization to publish advertisement for EPCAL recreation facility ballfield improvement project. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #226

Councilman Wooten: "Authorize the supervisor to execute amended agreement with Riverhead Youth Sports, Inc. for referee/umpire services for town of Riverhead Police Athletic League Girls and Boys Lacrosse and Football program for 2012 calendar year. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Where was the vote—there was an increase of \$240.00. Is that just the number of kids that—?"

Tara: (Inaudible)

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #227

Councilman Gabrielsen: "Authorize the office of the financial administrator to create account for sanitation department. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes;

Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #228

Councilwoman Giglio: "Authorizes the supervisor to execute an agreement with Island Urgent Medical Care, P.C. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #229

Councilman Dunleavy: "Declares CTR Development LLC in default regarding the subdivision entitled Map of Demchuk Estates. So moved."

Councilman Wooten: "Seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Supervisor Walter: "Before-- just for the point of clarification, we're going to call this. We won't go to the bank necessarily tomorrow to collect it. We give the developer a couple days to cure it because we have a couple days left on the bond. We just don't have an intervening town board meeting."

Councilman Gabrielsen: "April 3<sup>rd</sup>, right?"

Supervisor Walter: "Right. One of them is the 27<sup>th</sup> of March and the 3<sup>rd</sup>, so Michael Strauss is the attorney. I haven't called him back."

Councilwoman Giglio: "Is this a recommendation that came from the planning board or from the town engineer because I don't see it in the resolution."

Supervisor Walter: "No. It's the recommendation from the paralegal because if they expire then you can't collect on them if

there's anything wrong with the road.

And we've had a past history- not recent history but (inaudible)."

Robert Kozakiewicz: "This one, most of the road improvements are done so really it's in a position where it can be converted to a maintenance fund but unfortunately we do not have a maintenance fund in our possession."

Supervisor Walter: "Right. That's the problem."

Councilwoman Giglio: "Okay."

Robert Kozakiewicz: "And we always require at least one third of the reserve fund amount so it would be a lesser amount but, again, we- "

Supervisor Walter: "But we don't have it. So you don't want to let them walk away."

Councilwoman Giglio: "Okay, so we're not going to move forward. We're in negotiations- "

Supervisor Walter: "Until the 27<sup>th</sup>. Well, not negotiations. On the 27<sup>th</sup>, we'll move forward on the one bond; on April 3<sup>rd</sup>, we'll move forward with the other bond. So that's not a negotiation. They come with the maintenance bond and pay for it that's required, we'll accept it and we won't move forward."

If they don't we have to move forward or we lose the ability in case there's a problem."

Robert Kozakiewicz: "Correct."

Councilwoman Giglio: "So they did receive a notification from the town attorney's office saying that- "

Robert Kozakiewicz: "There has been a series of letters- not a notification that we were going to do this default specifically but a number of letters that you need to provide us "x", "y" and "z", your bond is about to expire."

The last one was February 26<sup>th</sup>, there was a fax to alert them

to the fact that bonds or the letters of credit were ready to go."

Councilman Dunleavy: "Because you can't send a letter of default until we pass this. The next letter will be a letter of default to let them know that we're going to do this by these dates if they don't come in and try to rectify it."

Supervisor Walter: "All right. Moved and seconded. Vote please."

The Vote: "Giglio, abstain; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #230

Councilman Wooten: "This authorizes the appropriation of funds for local patriotic organizations pursuant to town law Section 64 (13). So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #231

Councilman Gabrielsen: "Declares Whitford Development Corp. and BHG Development Corp. in default regarding the subdivision entitled Map of Fedun Estates. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, abstain; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #232

Councilwoman Giglio: "Authorizes execution of contract with Seed Clam Administrator. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilman Gabrielsen: "Tara, are these numbers right?"

Tara: (Inaudible)

Councilman Wooten: "What are you talking about?"

Councilman Gabrielsen: "It's been the same for the last 10 years so we're going from 7500 to go up to 10,000. We didn't want to cut the program back, been buying less and less."

Tara: "Right. (Inaudible)

Councilman Gabrielsen: "Which would be the 10,000."

Tara: (Inaudible)

Councilman Gabrielsen: "Okay, good. It's long over due, that increase. I think surrounding towns (inaudible). We're way behind."

(Some inaudible comments)

Councilman Wooten: "It's not in the agreement."

Councilman Gabrielsen: "Okay, all right."

Councilwoman Giglio: "It's supposed to be a total of 10,000 so if he gets it twice a year, it's going to be 12,500."

Tara: (Inaudible)

Councilman Gabrielsen: "Okay, that will come up next. Okay. The total will be 10,000. Good."

Councilwoman Giglio: "So the 2500 is a one time cost, for an administrator fee."

Tara: (Inaudible)

Councilwoman Giglio: "A \$5,000 charge."

Supervisor Walter: "It's not 7500. The 2500- "

Councilman Dunleavy: "Right, so it's 5,000. It's 5,000. It's 2500 twice, on April and September."

Councilwoman Giglio: "Got it, got it, got it. Okay."

Councilman Dunleavy: "It's only 5,000."

Councilman Wooten: "I wanted to bring it up to 10 (inaudible)."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "This is a great program and we have to keep the seed clam program going so we have clams in the bay. So I have to commend these people for doing this and I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

#### Resolution #233

Councilman Dunleavy: "Resolution to support County of Suffolk purchase of 4.189 acres of vacant land located on Sound Avenue, Riverhead, NY (subject property) owned by EMB Enterprises LLC and approves town expenditure of community preservation funds for the improvement and management of Hamlet Park (passive recreation) on the subject property. So moved."

Councilman Wooten: "I second it. We've already appropriated funds."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy."

Councilman Dunleavy: "I think this is a great thing that we're doing and it saves open space and less development on Sound Avenue. It's a historic corridor."



So I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #234

Councilman Wooten: "Establishes date of annual Riverhead Litter Awareness and Clean Up Day, April 21<sup>st</sup>. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio."

Councilwoman Giglio: "If anybody knows of any clubs or organizations that wants to show up at town hall on April 21<sup>st</sup> at 8:00 a.m., we'll be handing out bags and assigning parks and places to go and help pick up garbage throughout the town."

So, yes."

The Vote (Cont'd.): "Gabrielsen, yes; Wooten."

Councilman Wooten: "I'm there every year and I look forward to it again. Yes."

The Vote (Cont'd.): "Dunleavy."

Councilman Dunleavy: "I don't know if we're picking up garbage, we're picking litter up. We're not picking up any real big bags of garbage. It's litter. That's a yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #235

Councilman Gabrielsen: "Order calling for a public hearing regarding improvements to facilities of Riverhead water district proposed Route 105 transmission main. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #236

Councilwoman Giglio: "Authorizes the supervisor to execute an agreement with Suffolk County for works experience program. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "I sat in on this thing, it's been a long time coming. Yes."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #237

Councilman Dunleavy: "Adopts a local law to amend Chapter 101 entitled Vehicles and Traffic of the Riverhead town code (Second Street, Corwin Street). So moved."

Councilman Wooten: "Seconded."

(Some inaudible discussion)

Councilman Dunleavy: "No. She was supposed to (inaudible) the revised one. Where's Corwin? All right, this is the revised one. On Corwin Avenue between 10:00 a.m. and 5:00 p.m. from May 15<sup>th</sup> through September 15<sup>th</sup>."

Supervisor Walter: "It was under the wrong section. They moved it up to the right section. Good. Good."

All right. John- "

Councilman Dunleavy: "I moved it."

Councilman Wooten: "Yes. I did second it."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #238

Councilman Wooten: "Resolution setting purpose and scope of authority of town of Riverhead audit committee. So moved."

Councilman Gabrielsen: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, no; Gabrielsen, no; Wooten."

Councilman Wooten: "They must have seen something I didn't."

Supervisor Walter: "-- they met, Jack, Sherry and Steve Patterson (phonetic) and they came up with an audit committee, like a by-laws if you will of the audit committee, and that were these. Okay. And in it, I said that the town board have appointed a CPA to work with them because without a CPA or something, it doesn't- who the CPA is, I just said that the town board would appoint a CPA to the audit committee so that the audit committee could- just what we did.

And which we did already- "

Councilwoman Giglio: "At a cost of \$20,000."

Supervisor Walter: "-- everything we've done I've put in here but (inaudible)."

Councilman Gabrielsen: "My rub is the particular CPA that's going to be doing this job. I don't feel she could be independent since she already worked with the town of Riverhead- "

Supervisor Walter: "This has nothing to do with- "

Councilman Gabrielsen: "No, it doesn't but this triggers that. (Inaudible)."

Supervisor Walter: "No, no. That's not true, absolutely not true."

Councilman Dunleavy: "We can appoint any CPA."

Councilman Gabrielsen: "I understand what this is saying. It's very generic but at the same time- "

Supervisor Walter: "It doesn't trigger it. It has nothing to do with it."

Councilman Gabrielsen: "Okay. How do you move forward without the- "

Councilman Wooten: "I vote yes."

(Some inaudible discussion)

Councilman Dunleavy: "This is something that (inaudible). It has to be done and these are volunteers. We can't expect volunteers to be in our accounting department, getting reports and also looking over reports and making- so we have to hire someone to be in between them, the accounting department, and explain some of the things that we're doing.

So I vote yes."

The Vote (Cont'd.): "Walter, yes. The resolution is adopted."

Resolution #239

Councilman Gabrielsen: "Authorize town clerk- "

Councilman Dunleavy: "Can I make a motion to table this? This is the one that and I don't have it, but anyway this is like Brookhaven.

It's appointing a commissioner to oversee two departments and the- oh, I don't have that."

Councilwoman Giglio: "239 is- "

(Some inaudible discussion)

Councilman Dunleavy: "Okay, I apologize. I withdraw my motion."

Councilwoman Giglio: "And seconded."

Resolution #239

Councilman Gabrielsen: "Authorize town clerk to publish and post a public notice to consider a local law to amend Chapter 108 entitled Zoning of the Riverhead town code, Article XXIII Residence RC District. So moved."

Councilwoman Giglio: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes."

Councilman Dunleavy: "This is the third time we're having a public hearing on this. I vote yes. We're going to get it right one of these days."

Supervisor Walter: "Before you call 240, this is not a commissioner."

Councilman Dunleavy: "No, but I don't have the front page. If you read this, it only reports to you. All the town employees are supposed to report to the town board. If you- well, you don't have that page- we don't have the first page."

Supervisor Walter: "I think with the- most of the department heads- it's not- it's irrelevant whether he reports to me or the town board."

This position was designed with this town in mind by civil service. So whether it reports to the- I think the department head- "

Councilwoman Giglio: "We have to continue voting- "

Supervisor Walter: "Yes, I'm sorry."

Diane Wilhelm: "Sean was asked and so the resolution is adopted. That was 239 is adopted."

Supervisor Walter: "This resolution- I could be mistaken but I think that the department heads report to the supervisor and that's all this does is- "

Councilman Dunleavy: "If I want to ask the department head something they are a town employee and I just want to table this so we can have more discussion on it. That's all I want to do."

Supervisor Walter: "Well, we- I mean- "

Councilman Dunleavy: "No, no, we discussed it and you gave us the thing. I took it home, I read it and I just want more discussion on it, get clarified."

Councilwoman Giglio: "Okay. So- "

Councilman Wooten: "This is just calling for an advertisement."

Supervisor Walter: "This just calls for an advertisement- just the advertisement. Why- "

Councilman Gabrielsen: "We did decide on salary. We decided so advertising- "

Councilwoman Giglio: "Is it in here?"

Councilman Dunleavy: "Well, no, but I want to discuss what we're hiring this guy and seeing that we just got this at the last executive meeting, I brought it home, I read it, I just want to go over things that I read and get clarified on it. That's basically all I want to do."

Councilwoman Giglio: "Does it have a salary in here?"

Supervisor Walter: "I don't know that we released that. I don't know that we- I know that we- "

Councilman Dunleavy: "I know that we discussed the position and you gave us this. I took it home- no, you gave us the front page too. This is only half of it."

Supervisor Walter: "I gave you the whole- "

Councilman Dunleavy: "Yes. And I read it and I just want to discuss it and clarify. That's all I want to do. So I'm requesting that we table."

Supervisor Walter: "Okay. Can we vote for tabling? I thought we were ready to go forward. I mean, I'm-- "

Councilman Dunleavy: "You just gave us this at the last executive meeting which was Thursday. So we have not had a meeting to discuss it after that. And I would like to discuss it and get my questions answered so I can make an honest decision."

Supervisor Walter: "Okay."

Councilwoman Giglio: "Bravo to Tara for getting this position. So thank you, Tara, I think it will be a good thing for the town."

Resolution #240

Councilman Dunleavy: "I make a motion we table Resolution 240."

Councilwoman Giglio: "Second."

Supervisor Walter: "Moved and seconded as to table."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, no; Dunleavy, yes; Walter, no. Okay, the resolution is tabled."

Diane Wilhelm: "We had a little issue with Resolution 241. Did you want to explain that? We had initially-- yes, we want to put pay bills in there because we thought we were going to (inaudible)."

Councilman Gabrielsen: "We hope to have a special meeting on Thursday. It should be ready."

Supervisor Walter: "You want to make 244-- "

(Some inaudible discussion)

Resolution #241

Councilman Dunleavy: "Councilwoman Giglio, 241, please."

Motion to pay bills."

Councilwoman Giglio: "I make a motion to pay bills. So moved."

Councilman Dunleavy: "And seconded."

Supervisor Walter: "Moved and seconded. Vote please."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten."

Councilman Wooten: "I need another vacation. Yes."

The Vote (Cont'd.): "Dunleavy, yes; Walter, yes. The resolution is adopted."

Resolution #242 and #243

Supervisor Walter: "John, I think we are going to make a motion to table this one, 242 and 243."

Councilman Dunleavy: "Oh, okay. 242 and Resolution 243, I make a motion we table."

Councilman Wooten: "I'll second."

Supervisor Walter: "Moved and seconded as to table."

The Vote: "Giglio, yes; Gabrielsen, yes; Wooten, yes; Dunleavy, yes; Walter, yes. Resolution 242 and 243 have been tabled."

Supervisor Walter: "Now we take public comment on whatever suits your fancy. We ask you to limit your comments to five minutes. Dominique."

Dominique Mendez: "I'm without my reading glasses today. Dominique Mendez, Riverhead Neighborhood Preservation Coalition."

First I wanted to bring up something that was discussed before. Last summer we started discussing legislation to require public hearings for site plans and the board agreed at the time and I think I raised it a couple of months ago, also that it needed to change another section of the code that would require planning to review



all covenants, easements and restrictions."

Supervisor Walter: "Bob, can you ask Mr. Duffy if (inaudible)."

Dominique Mendez: "Right. Everyone kind of unanimously agreed- "

Supervisor Walter: "I've asked him twice, it is on the list of things to do."

Dominique Mendez: "Yeah, it's been about six months now so it would be- "

Councilman Wooten: (Inaudible)

Dominique Mendez: "And I can resubmit- I submitted- we submitted some suggestions and I think looked at some other code and- "

Supervisor Walter: "Would require a covenant search submitted with the site plan."

Dominique Mendez: "Right. It's kind of a strange oversight that the town hasn't required that in the past, but certainly something you guys acknowledge and, hopefully, will be addressed soon. Not another six months. Yeah."

Councilman Dunleavy: "It's town government. You know town government."

Dominique Mendez: "Yes, I do."

Councilman Dunleavy: "I know what she feels."

Dominique Mendez: "You feel my pain. Good. Good John. I hope you feel my pain about the next issue, too."

So the next issue is the Wading River corridor study. I along with those leading to save the Wading River effort are extremely concerned at the direction of the Wading River/25A corridor study.

At the heart of our discontent is the fatal flaw by basically ignoring other parcels within- with potential for development and a

number of currently proposed projects, this corridor study is shaping up to be merely a three or four parcel study, not the corridor study we were told it would be.

Although the community has expressed loud and clear that its vision for Wading River is for it to remain a small, quiet town with country charm that isn't built up with stores and other commercial buildings like almost every town to our west.

So far this seems to be falling on deaf ears.

The truth is the current recommendations leave us little hope that the community won't be discarded again that is unless you change direction.

The current recommendations not only fail to carry out the community's 30 plus year vision for Wading River, they also completely contradict (inaudible) recent economic study of Wading River by retaining zoning that can result in seven times the retail development the demand may call for. Yes, seven times. That's extreme.

This is why we're asking you to slow down and take time to really evaluate our suggestions and factor in the economic analysis and the community's input.

Numerous times I've heard this board allude to and cite as reasons for their opinion, what a particularly- a particular property owner likes or doesn't like or how that owner might litigate.

But I can't think of a time when I heard this board cite the community's likes or dislikes or the property rights or legal rights of its residents on a Wading River corridor study related issue.

And we all need to keep in mind that we're talking about interests of a few landowners as opposed to the interests of many thousands of residents who have a stake in the future of this town.

Each time BFJ releases a new round of recommendations, the Save Wading River Steering Committee has sent the planners and town its suggestions and the rationale behind those suggestions based on prior studies, the advice of our own consulting land use planner, community feedback, and our own first hand knowledge.

Yet we have never heard back directly from this town on our suggestions.

You must realize now especially after the News Review's March 1<sup>st</sup> editorial that a growing number of people are concerned and think that this town board is trying to look as if it's doing something about over development in Wading River while actually doing nothing.

That's pretty much my (inaudible). I sincerely hope that theory has no merit.

Right now the recommendations not only allow too much commercial development, especially an over abundance of retail and restaurant development and fail to provide ample open space set aside but they also fail to mitigate the impacts of future development by neglecting to make simple changes to the code that could do so.

If things keep moving forward without a serious change in direction, then I fear this town will have squandered another opportunity to get Wading River zoning right.

What a huge and shameful waste of time and money that would be and what a disservice to those who live in and work in and pass through Wading River. You have the power to get it right. I hope you choose to use your power to put the broader community first.

Thank you."

Supervisor Walter: "Thank you. Anybody else wish to be heard tonight? Sal."

Sal Mastropaolo: "Just a quick comment. Sound Avenue's historic corridor, right? Do we allow used car lots on Sound Avenue? It's been six months and I was going to bring it up in the past- "

Supervisor Walter: "(Inaudible) because we've got R&K Automotive- "

Sal Mastropaolo: "Okay, but that's not the one I'm talking about. There is a private house on Sound Avenue that's selling government surplus vehicles. There's been two to three vehicles

there for the last probably four months including a jeep with an anti-aircraft gun and trailers. Okay? He gets down to one unit and then all of a sudden there's three."

Councilman Dunleavy: "Have you stopped in town here to see our code division?"

Sal Mastropaolo: "Huh?"

Councilman Dunleavy: "Have you stopped down here to see our code division? Our code office."

Sal Mastropaolo: "Yeah, I know. Did I stop down here? No, I didn't."

Robert Kozakiewicz: "We'll take care of it. I know at one time there was legislation adopted that prohibited the sale of automobiles on certain streets within the town of Riverhead. I don't know if Sound Avenue is one of them."

Sal Mastropaolo: "Well, if it was a private vehicle, I wouldn't mind. You know, everybody likes to put their own vehicle out in front of their property. But this is kind of a surplus government use car lot."

(Some inaudible comment)

Steve Romano: "I'm like a bad penny, I keep showing up. Hopefully, you'll feel my pain."

A few months back I addressed the board in regards to what I felt was a silly law, inadequate, overkill, right, the hydrant flow testing."

Supervisor Walter: "And I didn't say anything because we're in the middle of hiring a new fire marshal- "

Steve Romano: "And that's what I thought with the resignation of- "

Supervisor Walter: "I want to set up a meeting with either you or Frank Ziddick (phonetic) and (inaudible) for what he calls the silly hydrant law. Could you get his phone number and see if you can coordinate that meeting? I've waited- I said welcome to the

board. He's like I've been here three weeks."

Steve Romano: "Speaking of which in between that time a few days ago we received a letter from I guess the chief- "

Supervisor Walter: "Oh, wait. Have Gary Pendzick in on this. If it's hydrant related, Gary should be in on the meeting too."

Steve Romano: "In regards to permit fee for an alarm, the \$25.00. Now the fee itself, you know, I'm just saying I don't know what it's for. We've been here eight years, we never had to pay a fee.

That aside, I started scratching my head and saying why are we even required to have an alarm that goes to a central location. It costs us a thousand dollars a year. This is- if you remember this structure, it a thousand square foot structure, it's in a residential community, it has a small meeting room. There's no stationary chairs, you have folding chairs. A little exercise room and a men's room and a woman's room and we have an alarm and I'm saying what for.

I don't know who required it. I guess when they built it, they required it.\_

Councilman Wooten: "Well, I think you get insurance- "

Steve Romano: "No. We checked with our insurance, there is no requirement, there's no deduction."

Supervisor Walter: "(Inaudible) going to talk to you, that maybe it's a state law. I think we should- you know, it's really strange we try to do the alarm code- \$25.00 a year."

Councilman Gabrielsen: "I got four letters."

Councilman Dunleavy: "That's been on the books for years."

Steve Romano: "What's been on the books?"

Councilman Dunleavy: "That law. That's been on the code for years and what we amended it because nobody had the jurisdiction to look at it and count the amount of alarms.

The fire department started getting after us because they're going out with their people on false alarms and it's in jeopardy of someone getting hurt, so we (inaudible); we changed a little bit of it. It's not for private residences, it's only for commercial establishments and the police department goes out on these false alarms. They're sending people. It's tying up- a false alarm, a police officer that maybe could be going on a crime or saving someone's life.

So after- so it's \$25.00 for administration costs for this permit and then after the third alarm, then you start getting a fine. You have three alarms."

Steve Romano: "John, I don't necessarily disagree with that. But what I'm saying- I mean, I think we're a residential community. But then I'm saying, what do we even need the alarms in this building for? It's not- nobody sleeps there, nobody cooks there, nobody lives there."

Supervisor Walter: "Dave, he probably knows the answer. He's shaking his head like he knows the answer."

Steve Romano: "Okay."

Councilwoman Giglio: "The intent I think is to just get everybody registered so we know how to get in touch with you if the alarm goes off and so that, you know, we're not asking volunteers to get out of bed at 2:00 in the morning to go to a non-existent fire."

Steve Romano: "But, Jodi, if the alarm were to go off, they call everyone of the board members because it has happened and I would have no problem if we really needed it and honestly if it was a false alarm and the police or somebody had to come, yeah, that's a pain in the neck. It shouldn't go off."

But I think in the eight years we're there, it has gone off twice. But we get calls before anybody gets calls."

Councilwoman Giglio: "Well, good, because we have your information. A lot of people's information we don't have."

Councilman Wooten: "Well, that's good."

Steve Romano: "Yeah, they call us."

Councilman Dunleavy: "But the problem with the code is we can't exempt certain people because they get called. The code represents everybody so all commercial establishments, we can't just say just special ones, we have to- the code says- "

Steve Romano: "Well, John, how are we- are we called commercial because of our tax structure even though we're residential?"

Supervisor Walter: "But you see- "

Steve Romano: "Thank you."

Councilman Dunleavy: "It's only supposed to be for commercial, not residential."

Supervisor Walter: "Dave will be happy to answer that and if he doesn't answer- if he doesn't have the answer when we have the meeting, I'll make sure he has it."

Is there anybody else?"

Councilman Wooten: "Chief, do you know how many letters were sent out? I think over 5,000 letters. Is that correct?"

Councilwoman Giglio: "I would just like to respond to Dominique. I'd like to respond to your saying the town board has not responded on any recommendations that you've made via e-mail or phone conversation and I know that several of the board members have sat down with you and discussed the recommendations and discussed the concerns that you representing the Wading River Civic Association has and I know that you have other meetings."

I, myself, was not contacted by you to have a meeting where the other board members were, but asked if I could sit in on your meetings and Councilman Gabrielsen. And, you know, we are considering what you are saying. So I thought it was unfair for you to say that the town board has not responded on any recommendations that you have made because we've sat and listened to you."

Councilman Dunleavy: "Dominique, before you speak, I'm getting letters that we made a decision and we haven't made any decisions yet. We've spoke about it but no decisions have been made and we have a meeting on the 29<sup>th</sup>."

Supervisor Walter: "Yeah, you guys asked us to slow it down."

Dominique Mendez: "I said where it's heading. I said where it's heading. That's what I said. Right. Yes, we know where it's heading and we've seen- "

Councilman Dunleavy: "And we're having a meeting on the 29<sup>th</sup>."

Dominique Mendez: "And we've seen where it's heading because we've seen the evolution. We've studied all, you know, BFJ's (inaudible), so we know where it's heading. We can see where it's heading because we have documents that say where it's heading and we have your statement."

Supervisor Walter: "I think you have no idea where it's heading truthfully. Let's see what happens."

Dominique Mendez: "And you meetings and- "

Councilman Dunleavy: "Until we take an official vote, we can always change our minds."

Dominique Mendez: "Yes, you can. And that's what we're suggesting."

Councilman Dunleavy: "On the 29<sup>th</sup>, we do have another meeting."

Dominique Mendez: "Are you going to have that work session?"

Councilman Dunleavy: "Yes."

Dominique Mendez: "Okay. I didn't know that that was confirmed."

Councilman Dunleavy: "I saw Mr. (inaudible) and he was setting up for people to come here. So we're going to have another meeting. So we're not finished. So we haven't made any decisions yet. Okay? Just to let you know. Okay?"

Dominique Mendez: "Right. (Inaudible) where the recommendations are right now."



Councilman Dunleavy: "I had a very informative conversation with you so I, you know, we're still thinking about things. Okay? Okay."

Supervisor Walter: "All right."

Dominique Mendez: "Let me give this just in case, because I know you said you didn't get a chance to read it and I forgot I brought copies just to keep it handy. But just the most recent things because I know we've been sending a lot."

Councilwoman Giglio: "And you were surprised that I did read it."

Dominique Mendez: "Yes, thank you. But you hadn't responded. We did set meetings, but you hadn't responded back to us."

Councilman Dunleavy: "Are you coming on the 29<sup>th</sup>?"

Dominique Mendez: "Yes. I'll be here on the 29<sup>th</sup>. How would I know about it?"

Supervisor Walter: "Okay. Does anybody else wish to be heard tonight?"

Councilman Dunleavy: "I make a motion to close the town board meeting."

Supervisor Walter: "All in favor. Aye. Meeting adjourned."

Councilman Dunleavy: "Thank you."

Meeting adjourned: 8:40 p.m.

*Deane M. Wilhelm*  
*Town Clerk*